

FISCAL NOTE

SB 2557 - HB 3065

February 25, 2002

SUMMARY OF BILL: Requires that a hearing to determine whether the court should provide investigative or expert services for the defense in order to protect the constitutional rights of an indigent defendant be held in open court and on the record. Prohibits ex parte hearings between the trial judge and counsel for the purpose of determining the necessity of investigative or expert services, which is the current procedure.

ESTIMATED FISCAL IMPACT:

**Increase State Expenditures - \$347,200 Recurring
\$14,000 One-Time**

Estimate assumes the following based upon approximately 2,300 orders for investigative or expert services annually:

- Additional reimbursement of \$41,400 to private appointed defense attorney for additional time required for these hearings;
- Additional court reporter services at a cost of \$80,500 for these hearing on the record;
- Three additional assistant district attorneys general and 1 secretary based upon a minimum of 4,600 additional staff hours with costs of \$225,300 recurring and \$14,000 one-time.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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